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*Counsel for Plaintiff and the Proposed Class*

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

MAXIMILIAN KLEIN and SARAH  
GRABERT, individually and on behalf of all  
others similarly situated,

Plaintiffs,

v.

FACEBOOK, INC., a Delaware corporation  
headquartered in California,

Defendant.

Case no.: 5:20-cv-08570-LHK

VICKIE SHERMAN, LEZAH NEVILLE-  
MARRS, KATHERINE LOOPERS, and  
JARRED JOHNSON, individually and on  
behalf of all others similarly situated,

Plaintiffs,

v.

FACEBOOK, INC., a Delaware corporation  
headquartered in California,

Defendant.

Case no.: 3:20-cv-08721-LB

**ADMINISTRATIVE MOTION TO  
RELATE CASES PURSUANT TO  
L.R. 3-12(b) and L.R. 7-11**

1 TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

2 PLEASE TAKE NOTICE that, pursuant to Civil Local Rule 3-12, Plaintiffs Vickie  
3 Sherman, Lezah Neville-Marrs, Katherine Loopers, and Jarred Johnson submit this  
4 Administrative Motion for the Court to consider whether *Sherman et al v. Facebook, Inc.*, No.  
5 3:20-cv-08721-LB should be related to *Klein et al v. Facebook, Inc.*, No. 5:20-cv-08570-LHK,  
6 the lowest numbered case which is currently before this Court.

7 Under Local Rule 3-12(a), “An action is related to another when: (1) The actions  
8 concern substantially the same parties, property, transaction or event; and (2) It appears  
9 likely that there will be an unduly burdensome duplication of labor and expense or  
10 conflicting results if the cases are conducted before different Judges.” Here, both criteria  
11 are satisfied.

12 The *Klein* and *Sherman* actions are related because they concern substantially the same  
13 parties, property, transactions, or events. Both are proposed class actions against Facebook  
14 Inc. alleging that Facebook achieved dominance in the relevant antitrust social media and  
15 social networking markets by anticompetitive conduct including deceiving users about  
16 privacy practices, resulting in antitrust harms to Facebook’s users. Plaintiffs in both actions  
17 are individuals and users of Facebook’s products in the social media and social networking  
18 markets. Both actions assert claims of unjust enrichment and claims under federal antitrust  
19 laws, including the Sherman Act. Both actions request damages, restitution, and injunctive  
20 relief.

21 Given the common parties, allegations, and requested relief, adjudication of these  
22 actions separately would create an unduly burdensome duplication of labor and expense.  
23 Assignment of these cases to a single United States District Court Judge will conserve  
24 judicial resources and eliminate the potential for conflicting results. The actions are at a  
25 preliminary stage and thus assignment to a single judge would not prejudice any of the  
26 parties.

1 For the reasons set forth above, Plaintiffs respectfully request that the Court relate  
2 the *Sherman* action to the *Klein* action, pursuant to Local Rule 3-12(a).

3  
4 Respectfully submitted,

5 Dated: December 21, 2020

/s/ Tina Wolfson

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*Counsel for Plaintiff and the Proposed Class*

CERTIFICATE OF SERVICE

Pursuant to Local Rule 5.5, I hereby certify that on December 21, 2020, I caused the foregoing \* to be electronically filed with the Clerk of the Court. I understand that the Court will provide electronic notification of and access to such filing to the counsel of record in this matter who are registered on the CM/ECF.

DATED: December 21, 2020

AHDOOT & WOLFSON PC

/s/ Tina Wolfson

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